

# SOLICITOR

AO 120 (Rev. 3/04)

<b>TO:</b> <b>Commissioner of Trademarks</b> <b>P.O. Box 1451</b> <b>Alexandria, VA 22313-1451</b> <b>ATTN: TTAB</b>	<b>APR 28 2009</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>OFFICE ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been  
 filed in the U.S. District Court Southern District of New York on the following ☒ Patents or ☐ Trademarks:

DOCKET NO. 09 cv 3987	DATE FILED 04/22/2009	U.S. DISTRICT COURT 500 Pearl Street New York, NY 10007
PLAINTIFF Sepracor Inc.		DEFENDANT Alphapharm Pty. Ltd. And Mylan inc.
PATENT OR	DATE OF PATENT	HOLDER OF PATENT OR TRADEMARK
1 US 6,864,257 B2	3/08/05	Sepracor, Inc.
2 US 6,444,673B1	9/03/02	Sepracor, Inc.
3 US 6,319,926B1	11/20/01	Sepracor, Inc.
4 US 7,381,724 B2	6/03/08	Sepracor, Inc.
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In the above—entitled case, the following patent(s)/ trademark(s) have been included:

DATE INCLUDED	INCLUDED BY		
	<input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading		
PATENT OR	DATE OF PATENT	HOLDER OF PATENT OR TRADEMARK	
1			
2			
3			
4			
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In the above—entitled case, the following decision has been rendered or judgement issued:

DECISION/JUDGEMENT
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CLERK <b>J. Michael McMahon</b>	(BY) DEPUTY CLERK 	DATE 4/22/2009
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